

PTO/SB/31 (06-03)  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Approved for use through 07/31/2006 GPO:0-031-0431

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Doctet Number (Optional) <b>AWZ-003</b>
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In re Application of <b>Jan Eink ELLINGSEN et al.</b>		
Application Number <b>10/010,140-Conf. #4781</b>		Filed <b>December 6, 2001</b>
For <b>MEDICAL PROSTHETIC DEVICES AND IMPLANTS HAVING IMPROVED BIOCOMPATIBILITY</b>		
Art Unit <b>3738</b>	Examiner <b>D. J. Isabella</b>	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

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|---|------------------|
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is  | \$ <u>330.00</u> |
| <input type="checkbox"/> A check in the amount of the fee is enclosed   | \$ <u>165.00</u> |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.   |                  |
| <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.   |                  |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>12-0080</u> . I have enclosed a duplicate copy of this sheet. |                  |
| <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.138(a) (PTO/SB/22) is enclosed   |                  |

I am the

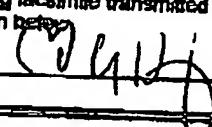
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|---|---|
| <input type="checkbox"/> applicant/inventor.  |  |
| <input type="checkbox"/> assignee of record of the entire interest.<br>See 37 CFR 3.71. Statement under 37 CFR 3.73(d)<br>is enclosed. (Form PTO/SB/96) | Signature _____<br><u>Elizabeth A. Henley</u><br>Typed or printed name                |
| <input type="checkbox"/> attorney or agent of record.<br>Registration number _____  | (617) 227-7400<br>Telephone number  |
| <input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).<br>Registration number if acting under 37 CFR 1.34(a). <u>33,505</u> | July 19, 2004<br>Date   |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below.

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| <input type="checkbox"/> *Total of <u>1</u> forms are submitted. |
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I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-6308, on the date shown below.

Dated: July 19, 2004

Signature: 

(Elizabeth A. Henley)

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